IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 13337 of 2004

Between:

K. Govinda Reddy, S/o. Rama Reddy,
R/o. Plot No. 64, Brindavan Colony, Dr. A.S. Rao Nagar,

ECIL Post, Hyderabad - 20.

..... PETITIONER

AND

1 The Chief Manager Director, Central Power Distribution Company of AP Ltd. Hyderabad.
2 The Superintendent Engineer, SCADA Circle, APCPDCL, Erragadda, Hyderabad.
3 The Divisional Engineer, Electrical-Lines II (South) APCPDCL., E.N.T. Sub-Station, Hyderabad.
4 M/s. S.R. Agencies, Door No. 7-1-1-304/6/98, Ravindra Nagar,
S.R. Nagar, Hyderabad. rep by Proprietor K. Srinivas

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ a direction more particularly one in the nature of Writ of Mandamus to declare proceedings Lr.No. SE/SCADA/Hyd/K2 Agt. No. 6/04-05 D.No. 935/2004 dt. 25-06-2004 and the likewise allotment of substations in SCADA Circle in pursuance of tender notification No. CGMO-7/03-04 to CGMP-12/03-04 as illegal and arbitrary and against the principles of natural justice and consequently set aside the allotments made by the respondents in pursuance of the tender notification No. CGMO-7/03-04 to CGMP-12/03-04 and pass

Counsel for the Petitioner: MR.P.GIRI KRISHNA
Counsel for the Respondents: SMT.M.VINOBHA DEVI

The Court made the following Order**:** (Per Sri BRSR.J)

The writ petition, in our considered opinion, is frivolous in its nature. The writ petition itself is filed in purported public interest. But the prayer in the writ petition is to declare the proceedings Lr.No. SE/SCADA/Hyd/K2 Agt.No.6/04-05 D.No.935/04 dated 25.6.2004 and the likewise allotment of substations in SCADA Circle in pursuance of tender notification No.CGMO-7/03-04 to CGMO-12/03-04 as illegal and arbitrary.

We do not find any basis for the petitioner to apprehend that the Contractor may not engage the required personnel and pay the minimum wages which itself may result in improper maintenance of substations. The personnel complaining of non-payment of minimum wages are not before us. The details of improper maintenance act, if any, by the Contractor are not stated in the affidavit. The writ petition is based on vague and hypothetical allegations, which we are not inclined to examine at this stage. That as and when it is found that the substations are not being maintained properly, it shall always be open to the petitioner to bring the facts to the notice of the authorities concerned and on their failure to take appropriate action, it is open for the petitioner to invoke the jurisdiction of this Court, in which event the matter shall be considered on its own merits.

For the present, we find no merit in this writ petition. It is accordingly dismissed. No costs.

(B.SUDERSHAN REDDY,J)

DT.29..07..2004

(K.C.BHANU,J)

msv

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Chief Manager Director, Central Power Distribution Company of AP Ltd. Hyderabad.
2 The Superintendent Engineer, SCADA Circle, APCPDCL, Erragadda, Hyderabad.
3 The Divisional Engineer, Electrical-Lines II (South) APCPDCL., E.N.T. Sub-Station, Hyderabad.
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